

Monte J. White & Associates, P.C.  
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legal@montejwhite.com

IN THE UNITED STATE BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
ABILENE DIVISION

IN RE:  
Dawn Tennie Jenkins

§  
§  
§  
§  
§

CASE NO. 12-10239-RLJ-13

CHAPTER 13

Debtor

MOTION FOR MORATORIUM OF MONTHLY PLAN PAYMENTS

NOW COMES the Debtor herein, by and through attorney, Monte J. White, pursuant to 11 U.S.C. §1329, and respectfully submits this MOTION FOR MORATORIUM OF MONTHLY PLAN PAYMENTS and states as follows:

1. That the Debtor herein filed a Voluntary Petition under Chapter 13 of Title 11 of the United States Code on 8/14/2012. The Plan was confirmed on 11/5/2012
2. Debtor lost her part-time job and is seeking another one. She needs time to find employment and catch up on past-due current living expenses.
3. Debtor requests that the Court suspend plan payments for 3 months (February-April 2014). Debtor proposes to make up the current plan arrears and the missed payments by making plan payments of \$707.00 per month starting in May 2014 for the remaining 40 months of the plan. Plan base would increase to \$38,021.00.
4. Debtor requests that attorney fees and costs of \$400.00 be paid by the Chapter 13 Trustee through the plan to Monte J. White & Associates, P.C. for the preparation and filing of this Motion.

WHEREFORE, PREMISES CONSIDERED, the Debtor prays that the payment schedule be suspended for the three-month period (February-April 2014) to insure proper success of the plan and that monthly payments of \$707.00 resume in May 2014, and that attorney fees and costs of \$400.00 are allowed to Monte J. White for this Motion, and for any and further relief to which she may be entitled.

Respectfully submitted,

/s/Monte J. White

**IMPORTANT NOTICE**

PURSUANT TO LOCAL BANKRUPTCY RULE 9007, YOU ARE HEREBY NOTIFIED THAT NO HEARING WILL BE CONDUCTED HEREON UNLESS A WRITTEN RESPONSE IS FILED WITH THE CLERK OF THE UNITED STATES BANKRUPTCY COURT 306 GEORGE H MAHON BLDG, FEDERAL COURT HOUSE, 1205 TEXAS AVENUE, LUBBOCK, TX 79401-4002 BEFORE 4:30 P.M. BY TWENTY-ONE (21) DAYS FROM THE DATE OF SERVICE HEREOF.

UNDER BANKRUPTCY RULE 9006(A), SERVICE BY MAIL IS COMPLETE UPON MAILING. UNDER BANKRUPTCY RULE 9006(F), THREE (3) DAYS ARE ADDED TO PERIOD FOR ANSWER OR OTHER RESPONSE WHEN SERVICE IS BY MAIL.

ANY RESPONSE MUST BE IN WRITING AND FILED WITH THE CLERK, AND A COPY MUST BE SERVED UPON COUNSEL FOR THE MOVING PARTY PRIOR TO THE DATE AND TIME SET FORTH HEREIN. IF A RESPONSE IS FILED, A HEARING WILL BE HELD WITH NOTICE ONLY TO THE OBJECTING PARTY.

IF NO HEARING ON SUCH MOTION IS TIMELY REQUESTED, THE RELIEF REQUESTED SHALL BE DEEMED TO BE UNOPPOSED, AND THE COURT MAY ENTER AN ORDER GRANTING THE RELIEF OR THE NOTICE ACTION MAY BE TAKEN.

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that on January 28, 2014, the office of the Chapter 13 Trustee was contacted and this office was advised that the Trustee

- ☒ does not oppose the motion
- ☐ opposes the motion

s/Monte J. White  
Attorney for Debtor

CERTIFICATE OF SERVICE

A true and exact copy of the foregoing Motion and Notice of Hearing was served electronically by the ECF System or by First Class Mail on January 29, 2014, on all parties on the mailing matrix:

/s/Monte J. White  
Attorney for Debtor(s)

Label Matrix for local noticing  
0539-1  
Case 12-10239-rlj13  
Northern District of Texas  
Abilene  
Tue Jan 28 14:11:15 CST 2014

United States Trustee  
1100 Commerce Street  
Room 976  
Dallas, TX 75242-0996

306 Federal Building  
1205 Texas Avenue  
Lubbock, TX 79401-4037

AZUREA I, LLC  
C O WEINSTEIN AND RILEY, PS  
2001 WESTERN AVENUE, STE 400  
SEATTLE, WA 98121-3132

CAPITAL ONE BANK -USA, N.A.  
PO Box 12907  
Norfolk VA 23541-0907

Callahan County  
co Lee Gordon  
P.O. Box 1269  
Round Rock, TX 78680-1269

Callahan County Tax A-C  
100 W 4th Street, Ste 101  
Baird, TX 79504-5300

Cap One-Direct Rewards  
Po Box 5253  
Carol Stream, IL 60197-5253

Capital One Auto Finance  
3905 N Dallas Pkwy  
Plano, TX 75093-7892

Capital One Auto Finance  
CO Ascension Capital Group  
P.O. Box 201347  
Arlington, TX 76006-1347

Capital One Auto Finance, CO Ascension Capit  
P.O. Box 201347  
Arlington, TX 76006-1347

Capital One, N.a.  
Capital One Bank -USA N.A.  
PO Box 30285  
Salt Lake City, UT 84130-0285

Chase  
10790 Rancho Bernardo Rd  
San Diego, CA 92127-5705

(p)CITIBANK  
PO BOX 790034  
ST LOUIS MO 63179-0034

Credit One Bank  
PO Box 98873  
Las Vegas, NV 89193-8873

Dawn Tennie Jenkins  
P.O. Box 137  
Clyde, TX 79510-0137

(p)DELL FINANCIAL SERVICES  
P O BOX 81577  
AUSTIN TX 78708-1577

Gemb-chevron  
Attention: Bankruptcy  
PO Box 103104  
Roswell, GA 30076-9104

Internal Revenue Service  
1100 Commerce  
MC 5029 DAL  
Dallas, TX 75242-1100

(p)INTERNAL REVENUE SERVICE  
CENTRALIZED INSOLVENCY OPERATIONS  
PO BOX 7346  
PHILADELPHIA PA 19101-7346

JPMorgan Chase Bank, National Association  
CO BDFTE, LLP  
15000 Surveyor Blvd Suite 100  
Addison, TX 75001-4417

JPMorgan Chase Bank, National Association  
Mail Code LA4-5555  
700 Kansas Lane  
Monroe, LA 71203-4774

LVNV Funding, LLC its successors and assigns  
assignee of FNEM LLC  
Resurgent Capital Services  
PO Box 10587  
Greenville, SC 29603-0587

LVNV Funding, LLC its successors and assigns  
assignee of One Main Financial Inc.  
Resurgent Capital Services  
PO Box 10587  
Greenville, SC 29603-0587

(p)MICHAEL REED OR LEE GORDON  
PO BOX 1269  
ROUND ROCK TX 78680-1269

Monte J. White & Associates, P.C.  
402 Cypress, Suite 310  
Abilene, TX 79601-5151

Onemain Fi  
Po Box 499  
Hanover, MD 21076-0499

PRA Receivables Management, LLC  
POB 41067  
NORFOLK, VA 23541-1067

(p)PORTFOLIO RECOVERY ASSOCIATES LLC  
PO BOX 41067  
NORFOLK VA 23541-1067

Quantum3 Group LLC as agent for  
MOMA Funding LLC  
PO Box 788  
Kirkland, WA 98083-0788

Quantum3 Group LLC as agent for  
World Financial Network Bank  
PO Box 788  
Kirkland, WA 98083-0788

Sears-Roebuck  
133200 Smith Rd  
Cleveland, OH 44130

Wells Fargo Card Ser  
1 Home Campus  
3rd Floor  
Des Moines, IA 50328-0001

Wfnnb-catherines  
4590 E Broad St  
Columbus, OH 43213-1301

Dawn Tennie Jenkins  
12117 County Rd 250  
Clyde, TX 79510-6151

Pamela Jean Chaney  
Monte J. White & Associates, P.C.  
American State Building  
402 Cypress, Ste. 310  
Abilene, TX 79601-5151

Walter 12,13 OCheskey  
6308 Iola Avenue  
Lubbock, TX 79424-2735

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified  
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Citibank Sd, Na  
Attn: Centralized Bankruptcy  
PO Box 20507  
Kansas City, MO 64195

Dell Financial Services  
1 Dell Way  
Round Rock, TX 78682

(d)Dell Financial Services, LLC  
Resurgent Capital Services  
PO Box 10390  
Greenville, SC 29603-0390

Internal Revenue Service  
PO Box 21126  
Philadelphia, PA 19114

Michael Reed  
McCreary Veselka, Bragg & Allen P.C.  
PO Box 1269  
Round Rock, TX 78680

Portfolio Recovery Associates, LLC  
CO Capital One, Na  
POB 41067  
Norfolk VA 23541

(d)Portfolio Recovery Associates, LLC  
CO Sears Premier Card  
POB 41067  
Norfolk VA 23541

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)Callahan County  
co Lee Gordon  
P.O. Box 1269  
Round Rock, TX 78680-1269

(u)Capital One Auto Finance

(u)JPMorgan Chase Bank, National Association

(d)PRA Receivables Management, LLC  
POB 41067  
Norfolk, VA 23541-1067

End of Label Matrix  
Mailable recipients 36  
Bypassed recipients 4  
Total 40